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Attorneys for Plaintiff
United States of America

IN THE UNITED STATES DISTRICT COURT

EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

Plaintiff,

v.

JULIO CESAR SARABIA,
MICHAEL WILLIAM HUTCHINSON III,
JOSE MIGUEL HERNANDEZ JR.,
MULAN PRECIOUS KEOPHIMANH,
JOHNNY BOBBY TRUONG,
GUADALUPE MANUEL CERVANTES,
aka "Pep" and
TANYA DUERELLE LAWSON,

Defendants.

CASE NO. 2:24-CR-00164 TLN

STIPULATION REGARDING EXCLUDABLE
TIME PERIODS UNDER SPEEDY TRIAL ACT;
FINDINGS AND ORDER

DATE: November 7, 2024
TIME: 9:30 a.m.
COURT: Hon. Troy L. Nunley

STIPULATION

1. By previous order, this matter was set for status conference on November 7, 2024. ECF 66.
2. By this stipulation, the parties now move to continue the status conference until January 30, 2025, and to exclude time between November 7, 2024, and January 30, 2025, under Local Code T4.
3. The parties agree and stipulate, and request that the Court find the following:
 - a) Discovery associated with this case and produced to date includes reports, photographs, and other data, which has been either produced directly to counsel and/or made

1 available for inspection and copying.

2 b) Counsel for the government has indicated that additional discovery is
3 forthcoming, including additional reports, voluminous Title III intercepts and aerial wing
4 surveillance.

5 c) Counsel for the defendants desire additional time to consult with their respective
6 clients, review the current charges, conduct investigation and research related to the charges, to
7 review and copy discovery for this matter, and to otherwise prepare for trial. Counsel for the
8 defendants believe that the failure to grant the above-requested continuance would deny them the
9 reasonable time necessary for effective preparation, taking into account the exercise of due
10 diligence.

11 d) The government joins the request to continue.

12 e) Based on the above-stated findings, the ends of justice served by continuing the
13 case as requested outweigh the interest of the public and the defendant in a trial within the
14 original date prescribed by the Speedy Trial Act.

15 f) For the purpose of computing time under the Speedy Trial Act, 18 U.S.C. § 3161,
16 et seq., within which trial must commence, the time period of November 7, 2024 to and
17 including January 30, 2025, is deemed excludable pursuant to 18 U.S.C. § 3161(h)(7)(A), B(iv)
18 [Local Code T4] because it results from a continuance granted by the Court at defendants'
19 request on the basis of the Court's finding that the ends of justice served by taking such action
20 outweigh the best interest of the public and the defendant in a speedy trial.

21 4. Nothing in this stipulation and order shall preclude a finding that other provisions of the
22 Speedy Trial Act dictate that additional time periods are excludable from the period within which a trial
23 must commence.

24 IT IS SO STIPULATED.

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1 Dated: October 30, 2024

PHILLIP A. TALBERT
United States Attorney

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3 /s/ ALSTYN BENNETT
ALSTYN BENNETT
Assistant United States Attorney

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5 Dated: October 30, 2024

6 /s/ DOUGLAS BEEVERS
DOUGLAS BEEVERS
Assistant Federal Defender
Counsel for Defendant
JULIO CESAR SARABIA

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8
9 Dated: October 30, 2024

By: /s/ CHRISTOPHER COSCA
CHRISTOPHER COSCA
Counsel for Defendant
MICHAEL WILLIAM HUTCHINSON, III

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11
12 Dated: October 30, 2024

By: /s/ JENNIFER MOUZIS
JENNIFER MOUZIS
Counsel for Defendant
JOSE MIGUEL HERNANDEZ, JR.

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14
15 Dated: October 30, 2024

By: /s/ SHARI RUSK
SHARI RUSK
Counsel for Defendant
MULAN PRECIOUS KEOPHIMANH

16
17
18 Dated: October 31, 2024

By: /s/ TAMARA SOLOMAN
TAMARA SOLOMAN
Counsel for Defendant
JOHNNY BOBBY TRUONG

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21 Dated: October 30, 2024

By: /s/ PHILIP COZENS
PHILIP COZENS
Counsel for Defendant
GUADALUPE MANUEL CERVANTES

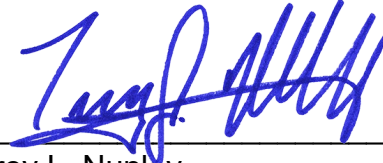
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23
24 Dated: October 30, 2024

By: /s/ JOHN MANNING
JOHN MANNING
Counsel for Defendant
TANYA DUERELLE LAWSON

ORDER

The Court, having received, read, and considered the parties' stipulation, and good cause appearing therefrom, adopts the parties' stipulation in its entirety as its order. The Court vacates the November 7, 2024, status conference and resets the matter for a status conference on January 30, 2025, at 9:30 a.m. The Court also finds that based on the facts set forth in the parties' stipulation, the failure to exclude time between November 7, 2024, and January 30, 2025, would deny counsel reasonable time necessary for effective preparation, taking into account the exercise of due diligence. The Court further finds that the ends of justice served by the continuance outweigh the best interests of the public and the defendant in a speedy trial. Time from November 7, 2024, up to and including January 30, 2025, is excluded from the computation of time within which the trial of this case must commence under the Speedy Trial Act, pursuant to 18 U.S.C. § 3161(h)(7)(A) and (B)(iv), and Local Code T-4.

IT IS SO FOUND AND ORDERED this 31st day of October, 2024.



Troy L. Nunley
Chief United States District Judge